ENTERED

February 22, 2019 David J. Bradley, Clerk

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

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§ CIVIL ACTION NO. 4:18-CV-2873
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ORDER ADOPTING MAGISTRATE JUDGE'S MEMORANDUM AND RECOMMENDATION

The Court has reviewed the Report and Recommendation (Instrument No. 16) of United States Magistrate Judge Christina Bryan signed on February 1, 2019, regarding **Instrument No. 10,** Defendant's Motion to Dismiss.

The Court finds as of February 21, 2019 no objections were filed by either party pursuant to 28 U.S.C. § 636(b)(1)(C) and General Order 80-5, S.D. Texas. Failure to file objections within 14 days after being served with a copy has barred the parties from attacking on appeal the Magistrate's factual findings.

ORDERED, ADJUDGED and DECREED that United States Magistrate Judge Bryan's Memorandum and Recommendation is hereby adopted by this Court.

The Clerk of the Court shall provide a true copy of this Order to all counsel of record.

SIGNED on this the 270cd day of February, 2018, at Houston, Texas.

VANESSA D. GILMORE UNITED STATES DISTRICT JUDGE